THE HON'BLE SRI JUSTICE C.V. RAMULU

Tuesday, 20th June, 2006

W.P.No.11679 of 2006

Between :

Smt. Malini … Petitioner

And

The Revenue Divisional Officer,

Anantapur & another … Respondents

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.11679 of 2006

ORAL ORDER:

Heard both sides.

The authorization of the fair price shop held by the petitioner was suspended

pending enquiry into certain allegations, by the 1st respondent-Revenue Divisional Officer by his Order dated 15-4-2006. Aggrieved by the same, she has filed a statutory appeal before the 2nd respondent-Joint Collector. Along with the appeal, she has filed a stay petition. Since the said stay petition was not disposed of by the 2nd respondent, earlier the petitioner filed Writ Petition No.8495 of 2006. This Court by an Order dated 25-4-2006 disposed of the Writ Petition directing the 2nd respondent to pass appropriate orders on the stay application within a period of two weeks from the date of receipt of a copy of the said order. It was further directed to dispose of the very appeal within a period of six weeks from the date of receipt of a copy of the said order, if possible.

Now, it is the complaint of the petitioner that in spite of there being a direction from this Court to dispose of the stay application within a period of two weeks and the appeal within a period of six weeks, nothing happened thereafter. The stay application as well as the appeal are still pending before the 2nd respondent and the non-disposal of the same is causing inconvenience and prejudice to her interest.

In view of the above, without expressing any opinion on merits, the 2nd respondent is directed to dispose of the stay application purported to have been filed by the petitioner in the appeal against the Order passed by 1st respondent - Revenue Divisional Officer, Anantapur - dated 15-4-2006, as directed by this Court by an Order dated 25-4-2006 in Writ Petition No.8495 of 2006, within a period of two weeks from today. If the stay application is not disposed of by that time, the authorization of the fair price shop of the petitioner shall be restored forthwith.

With the above directions, the Writ Petition is disposed of. No order as to costs.

21-6-2006

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Office to dispatch copies

to the respondents within

Two days

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